

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

CHYLEINA HERRON and )  
CORY HERRON, )  
Plaintiffs, )  
v. ) Case No. 17-cv-826  
E.W. SCRIPPS COMPANY, et al., )  
Defendants. )

**DEFENDANTS' MOTION TO DISMISS**

Defendants E.W. Scripps Company and Scripps Media, Inc., move this Court, pursuant to Rule 12(b)(6) of the Federal Rules of the Civil Procedure, to dismiss Plaintiffs' Petition for failure to state a claim upon which relief can be granted. In support of their motion, Defendants rely on the attached declaration of Carrie Hofmann. In addition, memorandum in support of the motion is being filed herewith.

Respectfully submitted,

LATHROP GAGE LLP

By: /s/Bernard J. Rhodes

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SCRIPPS COMPANY AND SCRIPPS  
MEDIA, INC.

**CERTIFICATE OF SERVICE**

I certify that on this 3rd day of October, 2017, a copy of the above pleading was filed using the CM/ECF system and served by email to the following counsel of record:

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/s/Bernard J. Rhodes

An Attorney for Defendants